

ESTTA Tracking number: **ESTTA68770**

Filing date: **03/01/2006**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91168756
Party	Defendant Ebel International Limited Ebel International Limited Argyle House, 41 Cedar Avenue BMX Hamilton, HM12,
Correspondence Address	CRISTINA A. CARVALHO ARENT FOX PLLC 1050 CONNECTICUT AVE NW WASHINGTON, DC 20036-5303
Submission	Answer
Filer's Name	Efrain Brito
Filer's e-mail	brito.efrain@arentfox.com, koehler.kwan@arentfox.com
Signature	/Efrain Brito/
Date	03/01/2006
Attachments	EbelResp.pdf (4 pages)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

FEDERATION DES INDUSTRIES	:	
DE LA PARFUMERIE	:	
	:	
Opposer	:	
	:	Opposition No. 91168756
v.	:	
	:	
EBEL INTERNATIONAL LIMITED	:	
	:	
Applicant	:	

ANSWER TO NOTICE OF OPPOSITION

Applicant Ebel International Limited hereby answers the notice of opposition in the above referenced opposition proceeding as follows:

1. Applicant admits the allegations contained in Paragraph 1.
2. Applicant is without sufficient knowledge to form a belief as to the truth of the allegations contained in Paragraph 2 and therefore denies the allegations.
3. Applicant is without sufficient knowledge to form a belief as to the truth of the allegations contained in Paragraph 3 and therefore denies the allegations.
4. Applicant is without sufficient knowledge to form a belief as to the truth of the allegations contained in Paragraph 4 and therefore denies the allegations.
5. Applicant denies the allegations in Paragraph 5.
6. Applicant is without sufficient knowledge to form a belief as to the truth of the allegations contained in Paragraph 6 and therefore denies the allegations.
7. Applicant admits the allegations in Paragraph 7 to the extent that Ebel International Limited is incorporated in Bermuda. Applicant denies that Ebel International Limited is located only in Bermuda. Ebel International Limited wholly

owns various entities around the world, including Ebel International Limited (France), which is based in Paris, France, and dedicated to the commercial representation and intermediation with respect to the sales and purchase of body, cosmetic, fragrance, coiffure, optique, esthetic and other luxury products, as well as the packing and condition of all products using the mark L'BEL PARIS.

8. Applicant denies the allegations in Paragraph 8. Applicant's products using the mark L'BEL PARIS are manufactured in conjunction with, and by one of the world's most prestigious centers for bio-dermatological research, the Centre de Biodermatologie des Laboratoires Sérobiologiques ("Center"), which is located in France.

9. Applicant denies the allegations in Paragraph 9.

10. Applicant denies the allegations in Paragraph 10

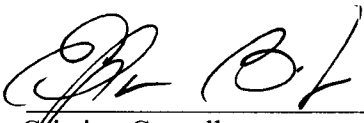
11. Applicant denies the allegations in Paragraph 11.

AFFIRMATIVE DEFENSES

1. The Notice of Opposition fails to state a claim on which relief may be granted.
2. Opposer's claims are barred by the doctrine of acquiescence.
3. Opposer's claims are barred by the fact that Opposer will not be damaged by the registration of Applicant's mark.

In view of the foregoing, Applicant requests that the notice of opposition be dismissed.

EBEL INTERNATIONAL LIMITED

By: 
Cristina Carvalho
Efrain Brito
Arent Fox PLLC
1050 Connecticut Avenue, NW
Washington, DC 20036
(202) 857-6000
Attorneys for Applicant

CERTIFICATE OF SERVICE

It is hereby certified that a copy of the foregoing has been served on Opposer's counsel Julie B. Seyler, Abelman Frayne & Schwab, 666 Third Avenue, New York, NY 10017, this 1st day of March 2006 marked first class mail postage prepaid.

